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## ***Public Utilities Commission of the State of California***

*Steve Larson, Executive Director*

### Headquarters

505 Van Ness Avenue  
San Francisco, CA 94102  
(415) 703-2782

### Southern California Office

320 West 4<sup>th</sup> Street, Suite 500  
Los Angeles, CA 90013  
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

Calendar Archive: [http://www.cpuc.ca.gov/daily\\_calendar\\_archive/](http://www.cpuc.ca.gov/daily_calendar_archive/)

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### **Daily Calendar** **Thursday, March 17, 2005**

- Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/ Arbitrator's Reports
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Hearings Concluded
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Final Oral Argument
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications



**The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities.**

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

Email: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov)  
toll-free: 1-866-849-8390  
Voice: 415-703-2074

FAX: 415-355-5404 (Attn.: Public Advisor)  
TTY: 1-866-836-7825 (toll-free)  
1-415-703-5282

**REGULAR COMMISSION BUSINESS MEETINGS**

March 17, 2005	10:00 am	San Francisco
April 7, 2005	10:00 am	San Francisco
April 21, 2005	10:00 am	San Francisco

**COMMISSION RATESETTING DELIBERATIVE MEETINGS**  
**(Not Open to the Public)**

*Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.*

April 4, 2005	1:30 pm	San Francisco
April 18, 2005	1:30 pm	San Francisco
May 2, 2005	1:30 pm	San Francisco

**OTHER COMMISSION MEETINGS****Public Meeting Notice – Joint Meeting California Energy Commission and California Public Utilities Commission**

March 23, 2005  
10 am – 2 pm

California Energy Commission  
Hearing Room A, First Floor  
1516 Ninth Street  
Sacramento

The Energy Resources Conservation and Development Commission (CEC) and the PUC will jointly discuss: the continuing implementation of the 2003 Energy Action Plan and the transition to a new 2005 Energy Action Plan, a report on the outlook for the summer 2005, and a joint proposal of the CEC, the CPUC, and the California Independent System Operator (CAISO) to establish a single electricity planning and procurement process for California through integration of all resources. No decisions will be made at this public meeting. A quorum of Commissioners from the California Public Utilities Commission may be present. Any person who wishes to address the members may do so by signing up at the start of the meeting. Public comments will be limited given the time constraints of the members; individual speakers should expect to have no more than 3 minutes.

For further information about making public comments at this meeting, please contact the Energy Commission's Public Advisor at (916) 654-4489, or (800) 822-6288, or the PUC Public Advisor at (415) 703-2074, or by email: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov).

There will be a simultaneous audio cast of this meeting. Information on the Internet audio webcast can be found at: [www.energy.ca.gov/webcast/](http://www.energy.ca.gov/webcast/). Should you wish to listen via telephone, call toll free 1-888-823-5065 on March 23 after 10 a.m. (PDT). When asked, please answer "Energy Action and Mr. Jerome Lee" and the operator will connect you to the meeting.

This location is accessible to people with disabilities. If specialized accommodations for the disabled are needed, e.g., sign language interpreters, please call the Energy Commission Public Advisor at (916) 654-4489 or (800) 822-6228 three business days in advance of the meeting.

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**NOTICES****Central Files Revised Office Hours**

Starting May 24, 2004, the Central Files Office will be open for business from 8 a.m. to 12 noon only.

**Delivery of Formal Pleadings for Filing**

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be taken directly to the Commission's lobby, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4<sup>th</sup> Street in

Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

**Charge for Commission Documents**

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

**Commission Resources Available for Rental**

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

**SUBSCRIPTION INFORMATION**

**Subscription to Daily Calendar, Commission Meeting Agenda, and Draft Agenda Items**

For information contact: California Public Utilities Commission  
Attention: Poly Arca  
505 Van Ness Avenue, Room 1003  
San Francisco, CA 94102  
Phone: (415) 703-1798  
Email: pol@cpuc.ca.gov

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**COMMISSIONER OFFICE HOURS**

**NONE**

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**PUBLIC MEETING & WORKSHOPS**

**Public Workshop Notice – R.03-10-003 Community Choice Aggregation Phase 2 Workshop #4: CCA Implementation Plans – (NEW LOCATION - UPDATED 3/15/05)**

March 22, 2005  
10 am

California Public Utilities Commission  
Training Room B  
505 Van Ness Avenue  
San Francisco

The Assigned Commissioner's Ruling issued on February 3, 2005 scheduled a series of workshops in Phase 2 of the Community Choice Aggregation proceeding. The fourth workshop in this series will address the issue of CCA Implementation Plans. The purpose of these workshops is to promote understanding and narrow the issues that must be litigated. The Commission will conduct the workshops with the objective of finding common ground among the parties in as many issue areas as possible. The issues to be covered in this series of workshops are: Open Season Procedures and Policies; CRS Vintaging; Tariffs; CCA Implementation Plans; and Credits and Liability for In-kind Power.  
Contact: Cheryl Cox at (415) 703-2162 or cxc@cpuc.ca.gov

**Public Meeting Notice – Joint Meeting California Energy Commission and California Public Utilities Commission**

March 23, 2005  
10 am – 2 pm

California Energy Commission  
Hearing Room A, First Floor  
1516 Ninth Street  
Sacramento

The Energy Resources Conservation and Development Commission (CEC) and the PUC will jointly discuss: the continuing implementation of the 2003 Energy Action Plan and the transition to a new 2005 Energy Action Plan, a report on the outlook

for the summer 2005, and a joint proposal of the CEC, the CPUC, and the California Independent System Operator (CAISO) to establish a single electricity planning and procurement process for California through integration of all resources. No decisions will be made at this public meeting. A quorum of Commissioners from the California Public Utilities Commission may be present. Any person who wishes to address the members may do so by signing up at the start of the meeting. Public comments will be limited given the time constraints of the members; individual speakers should expect to have no more than 3 minutes.

For further information about making public comments at this meeting, please contact the Energy Commission's Public Advisor at (916) 654-4489, or (800) 822-6288, or the PUC Public Advisor at (415) 703-2074, or by email: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov).

There will be a simultaneous audio cast of this meeting. Information on the Internet audio webcast can be found at: [www.energy.ca.gov/webcast/](http://www.energy.ca.gov/webcast/). Should you wish to listen via telephone, call toll free 1-888-823-5065 on March 23 after 10 a.m. (PDT). When asked, please answer "Energy Action and Mr. Jerome Lee" and the operator will connect you to the meeting.

This location is accessible to people with disabilities. If specialized accommodations for the disabled are needed, e.g., sign language interpreters, please call the Energy Commission Public Advisor at (916) 654-4489 or (800) 822-6228 three business days in advance of the meeting.

**Public Meeting Notice – Deaf and Disabled Telecommunications Program**

California Relay Service Advisory Committee (CRSAC)  
March 25, 2005  
10 am – 4 pm

DDTP Office  
505 14<sup>th</sup> Street, Suite 400  
Oakland

The CRSAC of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:  
PUBLIC MEETING AGENDA

I. Routine Business, A. Introductions, B. Agenda Modifications and Approval, C. Review of Minutes of the Previous Meeting, D. Review of Action List, E. CRS Contract Manager's Report, F. CRS Report, 1. Data Report - Nordia, 2. Data Report - Sprint, 3. Data Report - MCI, G. CPUC Report and General Program Status Update, H. Report from TADDAC Liaison, I. DDTP Staff Reports, 1. Field Operations, 2. Consumer Affairs, 3. Outreach, 4. Marketing, II. Public Input, III. Discussion of Chairs' meeting, IV. CRS-II Update and Discussion, V. CapTel Discussion, VII. Issues Regarding STS Calls, VIII. Discussion Regarding Abbreviated Dialing, IX. Member Reports, X. Offsite Meetings, XI. Future Meetings and Locations, XII. Goals and Objectives

**Meeting Information:** For more information, please contact Jane Elin, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

**Environmental Notice:** People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**Public Workshop Notice – R.03-10-003 Community Choice Aggregation Phase 2 Workshop #5: Credits and Liability for In-Kind Power – (NEW DATE AND LOCATION – UPDATED 3/15/05)**

March 30, 2005  
10 am

California Public Utilities Commission  
Training Room B  
505 Van Ness Avenue  
San Francisco

The Assigned Commissioner's Ruling issued on February 3, 2005 scheduled a series of workshops in Phase 2 of the Community Choice Aggregation proceeding. The fifth workshop in this series will address the issue of Credits and Liability for In-Kind Power. The purpose of these workshops is to promote understanding and narrow the issues that must be litigated. The Commission will conduct the workshops with the objective of finding common ground among the parties in as many issue areas as possible. The issues to be covered in this series of workshops are: Open Season Procedures and Policies; CRS Vintaging; Tariffs; CCA Implementation Plans; and Credits and Liability for In-kind Power.

Contact: Cheryl Cox at (415) 703-2162 or [cxc@cpuc.ca.gov](mailto:cxc@cpuc.ca.gov)

**NOTICE OF DRAFT RESOLUTIONS  
(Pursuant to PU Code § 311(g))**

NONE

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**NEW FILINGS****NONE**

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**PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING****NONE**

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**DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING OFFICER'S DECISION \*  
ARBITRATOR'S REPORTS**

3/16/05

**L04-06-008** - Investigation on the Commission's Own Motion Into the Fitness of the Officers, Directors, Owners and Affiliates of Clear World Communications Corporation, U-6039, Including Individual Officers, Directors and Shareholders James, Michael, and Joseph Mancuso, and Into the Conduct of Other Utilities, Entities, or Individuals (including Christopher Mancuso) Who or That May Have Facilitated the Mancusos' Apparent Unlicensed Sale of Telecommunications Services, **Presiding Officer's Decision of ALJ Walker**

We conclude that two predecessor companies of Clear World Communications Corporation (Clear World) operated as unauthorized resellers of long distance service in California between the years 1997 and 1999 and were not "agents" of other licensed resellers, and we conclude that the assets of one of these companies were transferred to Clear World without authorization. Based on penalties assessed in similar cases in the past, we impose a fine of \$100,000. As to Clear World itself, we conclude that while incidents of fraudulent sales of long distance service by some of its telemarketers may have occurred, the evidence is insufficient to show systemic violations by Clear World or its principals. However, because the record demonstrates inconsistencies in regulatory compliance by this company, we impose additional reporting requirements on Clear World to ensure its continued compliance with requirements of the Public Utilities Code. This proceeding is closed.

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**ADVICE LETTER FILINGS**

To inquire about a filing, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

To protest a filing, mail the original letter/telegram to the Chief of the appropriate division (i.e., "Chief, [Energy, Telecommunications or Water] Division"), to be received no later than 20 days after the date the Advice Letter was filed.

"Effective TBD" means that the date is to be determined by further Commission action. A date listed as "anticipated effective" may be subject to change. An Advice Letter Supplement is not a new filing, and there is no protest period unless indicated.

02/09/05

Telecom 11066

VERIZON CALIFORNIA, INC., FCC Cost Allocation Manual  
(effective TBD)

02/22/05	Telecom 276	HAPPY VALLEY TELEPHONE CO., Addition of pay per use options for call return and repeat dialing. ( <b>effective TBD</b> )
02/28/05	Telecom 11095	VERIZON CALIFORNIA, INC., Government contract ( <b>effective TBD</b> )
02/28/05	Telecom 11097	VERIZON CALIFORNIA, INC., Government contract ( <b>effective TBD</b> )
02/28/05	Telecom 11098	VERIZON CALIFORNIA, INC., Government contract ( <b>effective TBD</b> )
03/01/05	Telecom 444-A	MCI WORLDCOM COMMUNICATIONS, INC., <b>Supplements A.L.No.444</b> , TO INCREASE THE MONTHLY FEE FOR THE FOLLOWING NEIGHBORHOOD CALIFORNIA: INTEGRATED RLA, INTEGRATED RLG, INTEGRATED RLG AND RLH SERVICE ( <b>effective TBD</b> )
03/01/05	Telecom 26294	PACIFIC BELL, Government contract ( <b>effective TBD</b> )
03/01/05	Telecom 26295	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
03/01/05	Telecom 26296	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
03/01/05	Telecom 11101	VERIZON CALIFORNIA, INC., Contract Amendment #1 ( <b>effective TBD</b> )
03/02/05	Telecom 26307	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
03/02/05	Telecom 26308	PACIFIC BELL, Customer Specific contract ( <b>effective TBD</b> )
03/02/05	Telecom 26309	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
03/02/05	Telecom 26310	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
03/02/05	Telecom 26311	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
03/02/05	Telecom 26312	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
03/02/05	Telecom 26313	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
03/02/05	Telecom 26314	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
03/02/05	Telecom 26315	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
03/02/05	Telecom 26316	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
03/02/05	Telecom 26317	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
03/02/05	Telecom 26318	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
03/02/05	Telecom 26319	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
03/02/05	Telecom 26320	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
03/02/05	Telecom 26321	PACIFIC BELL, Government contract ( <b>effective TBD</b> )

03/02/05	Telecom 26322	PACIFIC BELL, Government contract ( <b>effective TBD</b> )
03/02/05	Telecom 10926-B	VERIZON CALIFORNIA, INC., <b>Supplements A.L.No.10926</b> , Grandfather service ( <b>effective TBD</b> )
03/02/05	Telecom 11102	VERIZON CALIFORNIA, INC., Contract ( <b>effective TBD</b> )
03/02/05	Telecom 11103	VERIZON CALIFORNIA, INC., Government contract ( <b>effective TBD</b> )
03/03/05	Energy 2615G	PACIFIC GAS & ELECTRIC COMPANY, Revision to Attachment K and Exhibits A and B of Form 79-845 to show separate public purpose program surcharges ( <b>anticipated effective 03/01/05</b> )
03/03/05	Energy 2636E	PACIFIC GAS & ELECTRIC COMPANY, 2004 vegetation management balancing account ( <b>anticipated effective 04/12/05</b> )
03/03/05	Energy 1673E	SAN DIEGO GAS & ELECTRIC COMPANY, Contract with Celerity ( <b>effective TBD</b> )
03/03/05	Energy 3474G	SOUTHERN CALIFORNIA GAS COMPANY, Request to discontinue wrap and strap ( <b>anticipated effective 04/12/05</b> )
03/03/05	Energy 120G	WEST COAST GAS COMPANY, Decrease in rates at Mather Field ( <b>anticipated effective 03/07/05</b> )
03/03/05	Energy 121G	WEST COAST GAS COMPANY, Decrease in rates at Castle facility ( <b>anticipated effective 03/07/05</b> )
03/03/05	Energy 122G	WEST COAST GAS COMPANY, Revised public purpose rate to included recovery of the outstanding balance in the PPP balancing account as of December 31, 2004 ( <b>effective TBD</b> )
03/03/05	Telecom 11104	VERIZON CALIFORNIA, INC., Govt contract ( <b>effective TBD</b> )
03/03/05	Telecom 11105	VERIZON CALIFORNIA, INC., Government contract ( <b>effective TBD</b> )
03/03/05	Telecom 11106	VERIZON CALIFORNIA, INC., Government contract ( <b>effective TBD</b> )
03/03/05	Telecom 11107	VERIZON CALIFORNIA, INC., Contract ( <b>effective TBD</b> )
03/03/05	Telecom 11108	VERIZON CALIFORNIA, INC., Contract ( <b>effective TBD</b> )
03/03/05	Telecom 11109	VERIZON CALIFORNIA, INC., Contract Amendment #1 ( <b>effective TBD</b> )
03/03/05	Telecom 11110	VERIZON CALIFORNIA, INC., Government contract ( <b>effective TBD</b> )
03/03/05	Telecom 11111	VERIZON CALIFORNIA, INC., Govt contract ( <b>effective TBD</b> )
03/03/05	Telecom 11112	VERIZON CALIFORNIA, INC., Contract Amendment #1 ( <b>effective TBD</b> )
03/03/05	Telecom 11113	VERIZON CALIFORNIA, INC., Contract ( <b>effective TBD</b> )

03/03/05      Telecom 11114      VERIZON CALIFORNIA, INC., Govt contract (**effective TBD**)

**ADVICE LETTER SUSPENSIONS (Pursuant to M-4801, 04/19/01)**

To inquire about a suspension, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

**NONE**

**ADVICE LETTER PROTESTS**

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to the protestor.

02/18/05      Water 2      RURAL WATER COMPANY, INC., [Cypress Ridge] To request an interim surcharge to offset monthly shortfalls in current operations beginning January 1, 2005 and to revise Form 3, Bill for Service.  
**Protest by Denis Sullivan, Cypress Ridge Development**

**MISCELLANEOUS TRANSPORTATION ITEMS  
Filings with Consumer Protection and Safety Division**

03/08/05	TCP 18677-B	Best Limousine Company, LLC Attn: Didar Singh, Member/CEO; Mailing Address: 535 N. Alhambra Ave., #B, Monterey Park CA 91755; Terminal Address: Same; Tel. No: 626-373-7991; Application filed for Class B Charter-Party authority.
03/07/05	TCP 18692-A	Oscar Campos DBA O C Limousine Service; Mailing Address: P. O. Box 1592, South Gate CA 90201; Terminal Address: 7913 Walker Ave., Cudahy CA 90201; Tel. No: 323-773-7439; Application filed for Class A Charter-Party authority.
03/09/05	TCP 18685-B	A and D Bus, Inc. DBA A and D Bus Charter; Mailing Address: 8414 Mission Drive, Rosemead CA 91770; Terminal Address: 4957 Sheila Street City of Commerce CA 90040; Tel. No: 626-291-5195; Application filed for Class B Charter-Party authority.
03/11/05	TCP 18695-B	Walter Alfonso Escamilla DBA Safe Way Enterprises; Mailing Address: P. O. Box 75972, Los Angeles CA 90075; Terminal Address: 5134 W. 106th St., Inglewood Ca 90304; Tel. No: 9-9131; Application filed for Class B Charter-Party authority.
02/19/05	TCP 18696-B	Gina Koff fDBA Buckingham Enterprises; Mailing Address: 466 North Camden Drive, Beverly Hills Ca 90210; Terminal Address: Same; Tel. No: 800-316-5772; Application filed for Class B Charter-Party authority.



**MISCELLANEOUS TELECOMMUNICATION MATTERS****NONE**

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**TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS**

<b>3/7/05</b> ALJ Econome	<b>C.04-08-026</b> - AT&T Communications of California, Inc. (U 5002 C), TCG Los Angeles, Inc. (U 5462 C), TCG San Diego (U 5389 C) and TCG San Francisco (U 5454C), Complainants, vs. Verizon California Inc. (U 1002 C), Defendant, and <b>C.04-09-001</b> - Telescape Communications, Inc. (U 6589 C), Wholesale Airtime, Inc. (U 5751 C), and Blue Casa Communications, LLC (U 6764 C), Complainants, vs. Verizon California, Inc. (U 1002 C), Defendant, and <b>C.04-09-010</b> - ACN Communication Services, Inc. (U 6342 C), Covad Communications Co. (U 5752 C), and Vycera Communications, Inc. (U 5477), Complainants, vs. Verizon California Inc. (U 1002 C), Defendant.
<b>3/14/05</b> ALJ Walwyn	<b>A.04-04-040</b> - In the Matter of the Application of California-American Water Company for an order authorizing it to change its rates for water service in its Sacramento District to increase revenues by \$3,160.8 or 14.35% in the year 2005, by \$2,158.6 or 8.48% in the year 2006 and by \$1,202.2 or 4.35% in the year 2007, and <b>A.04-04-041</b> - In the Matter of the Application of California-American Water Company (U2100) for an order authorizing it to increase its rates for water service in its Larkfield District to increase revenues by \$494.1 or 26.16% in the year 2005, by \$183.4 or 7.63% in the year 2006 and by \$61.9 or 2.39% in the year 2007, and <b>A.04-08-013</b> - In the Matter of the Application of California-American Water Company for Authority Pursuant to PU Code Section 454 to Restructure and Consolidate its Rates for its Sacramento and Larkfield Districts.

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**ADJOURNMENTS \* RESETTINGS \* HEARINGS CONCLUDED****NONE**

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**REMOVALS FROM CALENDAR****NONE**

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**NEW SETTINGS****NONE**

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**LAW AND MOTION**

Law and Motion Hearings are held before Administrative Law Judges Hallie Yacknin and John E. Thorson at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are

governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

**3/21/05** NONE SCHEDULED  
10:00 a.m.

**3/28/05** NONE SCHEDULED  
10:00 a.m.

**4/4/05** NONE SCHEDULED  
10:00 a.m.

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### FINAL ORAL ARGUMENTS (FOA)

NONE

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### HEARINGS

Dates in parentheses following the word "also" are subject to change without notice. The assigned Commissioner's name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

*(PHC) = Prehearing Conference*  
*(EH) = Evidentiary Hearing*  
*(PPH) = Public Participation Hearing*  
*(IAM) = Initial Arbitration Meeting*  
*(M) = Mediation*

*(ECP) = Expedited Complaint Procedure*  
*(OSC) = Order to Show Cause*  
*(WS) = Workshop*  
*(FPH) = Full Panel Hearing*  
*(AH) = Arbitration Hearing*

*(CA) = Closing Argument*  
*(LM) = Law & Motion*  
*(OA) = Oral Argument*

**3/21/05** **A.04-09-028 (EH)** - In the Matter of Application of California Water Service Company (U 60 W), a corporation, for an order authorizing it to increase rates charged for water service in the Chico District by \$2,614,975 or 24.20% in fiscal 2005-2006, by \$603,000 or 4.46% in fiscal 2006-2007, and by \$603,000 or 4.27% in fiscal 2007-2008, and  
10:00 a.m. Related Matters:  
ALJ DeBerry **A.04-09-029**  
Comr Peevey **A.04-09-030**  
**A.04-09-031**  
**A.04-09-032**  
**A.04-09-033**  
**A.04-09-034**  
**A.04-09-035**  
**Commission Courtroom, San Francisco**  
**(also March 22)**

**3/21/05** **C.04-12-025 (PHC)** - Utilisource, a California Corporation, fka Eastern Pacific Energy, Complainant, vs. San Diego Gas & Electric Company, a California Public Utility, Defendant, and  
1:30 p.m. **C.04-12-026** - Utilisource, a California Corporation, fka Eastern Pacific Energy, Complainant, vs. Pacific Gas and Electric Company, a California Public Utility, Defendant,  
ALJ Econome **Commission Courtroom, San Francisco**  
Comr Brown

- 3/22/05**  
10:00 a.m.  
ALJ Halligan  
Comr Peevey  
**A.02-11-017 (PHC)** - Application of Pacific Gas and Electric Company for Authority, Among Other Things, To Increase Revenue Requirements for Electric and Gas Service and to Increase Rates and Charges for Gas Service Effective on January 1, 2003. (U 39 M), and  
**I.03-01-012** - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Pacific Gas and Electric Company, and  
**A.02-09-005** - Application of Pacific Gas and Electric Company Pursuant to Resolution E-3770 for Reimbursement of Costs Associated with Delay in Implementation of PG&E's New Customer Information System Caused by the 2002 20/20 Customer Rebate Program. (U 39 E),  
**Commission Courtroom, San Francisco**
- 3/22/05**  
10:30 a.m.  
ALJ Long  
Comr Grueneich  
**A.05-02-005 (PHC)** - In the Matter of the Application of Apple Valley Ranchos Water Company (U346W) for Authority to Increase Rates Charged for Water Service by \$2,748,100 or 18.56% in 2006, \$496,580 or 2.69% in 2007, and \$1,075,879 or 5.46% in 2008,  
**Commission Courtroom, San Francisco**
- 3/22/05**  
10:30 a.m.  
ALJ Simon  
Comr Brown  
**C.04-12-012 (PHC)** - California Alliance for Utility Safety and Education, Complainant, vs. San Diego Gas and Electric Company, and The City of San Diego, Defendants,  
**San Diego State Building, 1350 Front Street, Room B-107, San Diego, CA**
- 3/23/05**  
10:00 a.m.  
ALJ Walker  
Comr Brown  
**C.04-10-008 (EH)** - Color Marble Inc., Complainant, vs. Southern California Edison Company, Defendant,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**
- 3/23/05**  
10:00 a.m.  
ALJ Yacknin  
Comr Kennedy  
**I.04-07-003 (EH)** - In the matter of the Order Instituting Investigation and Order to Show Cause on the Commission's own motion into the operations and practices of Fan Ding (aka Ding Fan or Lisa Ding), an individual doing business as Lucky Moving Co., Lucky Movers, Jixiang Moving Co., Northam Immigration Services, and Northman Immigration Service, Applicant/Respondent,  
**Commission Courtroom, San Francisco**
- 3/23/05**  
10:30 a.m.  
ALJ Weissman  
Comr Peevey  
Comr Kennedy  
**R.04-01-025 (PHC)** - Order Instituting Rulemaking to Establish Policies and Rules to Ensure Reliable, Long-Term Supplies of Natural Gas to California,  
**Commission Courtroom, San Francisco**
- 3/28/05**  
10:00 a.m.  
ALJ Malcolm  
Comr Peevey  
**R.03-08-018 (EH)** - Order Instituting Rulemaking to Review Policies Concerning Intrastate Carrier Access Charges,  
**Commission Courtroom, San Francisco**  
**(also March 29 – 30 at 9:00 a.m.)**
- 3/30/05**  
3:00 p.m.  
ALJ Malcolm  
Comr Peevey  
**R.03-10-003 (PHC)** - Order Instituting Rulemaking to Implement Portions of AB 117 Concerning Community Choice Aggregation,  
**Commission Courtroom, San Francisco**
- 4/5/05**  
10:00 a.m.  
ALJ McKenzie  
Comr Brown  
**A.04-11-007 (EH)** - Application of Pacific Gas and Electric Company (U 39 E) for Rate and Line Extension Incentives for Conversion of Stationary Agricultural Internal Combustion Equipment to Electric Service, and  
**A.04-11-008** - Application of Southern California Edison Company (U 338-E) for Rate and Line Extension Incentives for Conversion of Stationary Agricultural Internal Combustion Equipment to Electric Service,  
**Commission Courtroom, San Francisco**  
**(also April 6 – 8)**

- 4/5/05**  
2:00 p.m. &  
7:00 p.m.  
ALJ Long  
Comr Grueneich  
**A.05-02-005 (PPH)** - In the Matter of the Application of Apple Valley Ranchos Water Company (U346W) for Authority to Increase Rates Charged for Water Service by \$2,748,100 or 18.56% in 2006, \$496,580 or 2.69% in 2007, and \$1,075,879 or 5.46% in 2008,  
**Town of Apple Valley Council Chamber, 14955 Dale Evans Parkway, Apple Valley, CA**
- 4/6/05**  
10:00 a.m.  
ALJ McVicar  
Comr Kennedy  
**R.00-02-004 (PHC)** - Order Instituting Rulemaking on the Commission's Own Motion to Establish Consumer Rights and Consumer Protection Rules Applicable to All Telecommunications Utilities,  
**Commission Courtroom, San Francisco**
- 4/11/05**  
9:00 a.m. –  
12:00 p.m.  
ALJ Thorson  
Comr Peevey  
**A.04-11-004 (PHC)** - Application of Union Pacific Railroad Company, Keene Water System (0434W), For Authorization to Increase Rates and For Interim Rate Relief,  
**Commission Courtroom, San Francisco**
- 4/11/05**  
10:00 a.m.  
ALJ Galvin  
Comr Grueneich  
**A.05-02-014 (PHC)** - Application of Pacific Gas and Electric Company for Review of Entries to the Energy Resources Recovery Account (ERRA) And Compliance Review of Electric Contract Administration, Economic Dispatch of Electric Resources, and Utility-Retained Generation Fuel Procurement Activities, (U 39 E),  
**Commission Courtroom, San Francisco**
- 4/12/05**  
10:00 a.m.  
ALJ Barnett  
Comr Brown  
**A.04-11-003 (EH)** - Application of San Diego Gas and Electric Company (U 902-E) for Adoption of Cost Recovery and Ratemaking Mechanisms Relative to SDG&E's Acquisition and Operation of the Palomar Energy Center,  
**Commission Courtroom, San Francisco**  
**(also April 13)**
- 4/12/05**  
10:00 a.m.  
ALJ McKenzie  
Comr Kennedy  
**C.04-10-024 (EH)** - Pac-West Telecomm, Inc., Complainant, vs. AT&T Communications of California, Inc., Teleport Communications Group of San Francisco, Teleport Communications Group of Los Angeles, and Teleport Communications Group of San Diego, Defendants,  
**Commission Courtroom, San Francisco**  
**(also April 13 – 15)**
- 4/14/05**  
2:00 p.m.  
ALJ Barnett  
Comr Kennedy  
**R.01-08-028 (PHC)** - Order Instituting Rulemaking to Examine the Commission's Future Energy Efficiency Policies, Administration and Programs,  
**Commission Courtroom, San Francisco**
- 4/18/05**  
10:00 a.m.  
ALJ Brown  
Comr Peevey  
**C.00-05-010 (EH)** - Rita Boppana, Complainant, vs. Southern California Gas Company, Defendant, and Related Matters:  
**C.00-05-011**  
**C.00-05-012**  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**  
**(also April 19 – 20)**
- 4/18/05**  
2:00 p.m.  
ALJ Prestidge  
Comr Brown  
**A.05-01-026 (PHC)** - Application of PACIFIC GAS AND ELECTRIC COMPANY (U 39 M), a California Corporation, and BAY POINT VENTURE ONE, LLC, a California Limited Liability Company, for an Order Authorizing the Sale and Conveyance of Two Parcels of Land In Contra Costa County Pursuant to Public Utilities Code Section 851,  
**Commission Courtroom, San Francisco**
- 4/19/05**  
10:00 a.m.  
ALJ Walker  
Comr Kennedy  
**A.04-02-031 (EH)** - Application of the City of Gridley to remove the Laurel Street crossing of the Union Pacific Railroad Company tracks and construct a new crossing in the City of Gridley, County of Butte,  
**Commission Courtroom, San Francisco**  
**(also April 20 – 21)**

- 4/20/05**  
9:00 a.m.  
ALJ Vieth  
Comr Kennedy  
**A.04-07-042 (EH)** - In the matter of the Application of Hillview Water Company (U 194-W) for authority to increase rates: In 2004 \$251, 233, or 28.32% above the revenues generated by present rates,  
**Commission Courtroom, San Francisco**  
**(also April 21 – 22, if needed)**
- 4/25/05**  
8:00 a.m. –  
4:00 p.m.  
ALJ Thorson  
Comr Peevey  
**A.04-11-004 (EH)** - Application of Union Pacific Railroad Company, Keene Water System (0434W), For Authorization to Increase Rates and For Interim Rate Relief,  
**Commission Courtroom, San Francisco**  
**(also April 26 at 9 a.m. – 4:00 p.m.)**
- 4/26/05**  
9:00 a.m.  
ALJ Vieth  
Comr Peevey  
**C.04-12-023 (EH)** - Kenneth and Jennifer Marsden, Complainants, vs. Pacific Gas and Electric Company, Defendant,  
**Commission Courtroom, San Francisco**
- 4/26/05**  
10:00 a.m.  
ALJ Fukutome  
Comr Peevey  
**A.04-07-018 (EH)** - In the Matter of the Application of SOUTHERN CALIFORNIA WATER COMPANY (U 133-W), for an Order pursuant to Public Utilities Code Section 851 approving a Reallocation Agreement with the City of Folsom, as directed by D.04-04-069,  
**Commission Courtroom, San Francisco**  
**(also April 27 – 28)**
- 4/26/05**  
10:00 a.m.  
ALJ Brown  
Comr Peevey  
**R.04-04-003 (PHC)** - Order Instituting Rulemaking to Promote Policy and Program Coordination and Integration in Electric Utility Resource Planning,  
**Commission Courtroom, San Francisco**
- 4/27/05**  
10:00 a.m.  
ALJ DeBerry  
Comr Kennedy  
**A.04-07-033 (EH)** - In the Matter of the Application of Silverado Stages, Inc. for authority to operate as a Passenger Stage Corporation Between Points in San Luis Obispo and Santa Barbara Counties and the Los Angeles International Airport and the Ports of San Pedro and Long Beach and to Establish a Zone of Rate Freedom,  
**Commission Courtroom, San Francisco**  
**(also April 28)**
- 4/27/05**  
10:00 a.m.  
ALJ Halligan  
Comr Kennedy  
**R.04-04-025 (PHC)** - Order Instituting Rulemaking to Promote Consistency in Methodology and Input Assumptions in Commission Applications of Short-Run and Long-run Avoided Costs, Including Pricing for Qualifying Facilities,  
**Commission Courtroom, San Francisco**
- 4/29/05**  
12:00 noon  
ALJ Barnett  
**C.05-01-021 (ECP)** - Paul Merritt Christiansen, Complainant, vs. SBC Pacific Bell, Defendant,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**
- 5/2/05**  
10:00 a.m.  
ALJ Halligan  
ALJ Brown  
Comr Kennedy  
**R.04-04-003 (EH)** - Order Instituting Rulemaking to Promote Policy and Program Coordination and Integration in Electric Utility Resource Planning, and  
**R.04-04-025** - Order Instituting Rulemaking to Promote Consistency in Methodology and Input Assumptions in Commission Applications of Short-Run and Long-run Avoided Costs, Including Pricing for Qualifying Facilities,  
**Commission Courtroom, San Francisco**  
**(also May 3 – 6; May 9 – 13 and May 16 – 20 at 9:00 a.m.)**
- 5/11/05**  
10:00 a. m.  
ALJ Malcolm  
Comr Peevey  
**R.04-03-017 (EH)** - Order Instituting Rulemaking Regarding Policies, Procedures and Incentives for Distributed Generation and Distributed Energy Resources,  
**Commission Courtroom, San Francisco**  
**(also May 12 - 13)**

**5/17/05**      **A.04-06-024 (PHC)** - Application of Pacific Gas and Electric Company To Revise Its Electric Marginal Costs, Revenue Allocation, and Rate Design U 39 M,  
10:00 a.m.      **Commission Courtroom, San Francisco**  
ALJ Mattson  
Comr Peevey

**5/20/05**      **C.05-01-022 (PHC)** - Richard E. and Joyce A. Kline, Complainants, vs. Pacific Gas and Electric Company, Defendant,  
11:00 a.m.      **Commission Courtroom, San Francisco**  
ALJ Barnett  
Comr Kennedy

**5/23/05**      **A.04-06-024 (EH)** - Application of Pacific Gas and Electric Company To Revise Its Electric Marginal Costs, Revenue Allocation, and Rate Design U 39 M,  
9:00 a.m.      **Commission Courtroom, San Francisco**  
ALJ Mattson      **(also May 24 – 27; May 30 – June 3; and June 6 – 10)**  
Comr Peevey

**5/23/05**      **R.03-10-003 (EH)** - Order Instituting Rulemaking to Implement Portions of AB 117 Concerning Community Choice Aggregation,  
10:00 a.m.      **Commission Courtroom, San Francisco**  
ALJ Malcolm      **(also May 24 – 27 and May 31 at 9:00 a.m.)**  
Comr Peevey

**6/20/05**      **A.04-12-003 (EH)** - Application of SOUTHERN CALIFORNIA EDISON (U 338-E) for Authorization to Recover Costs Recorded in the Catastrophic Events Memorandum Account,  
10:00 a.m.      **Commission Courtroom, San Francisco**  
ALJ Long      **(also June 21 – 24 at 9:30 a.m.)**  
Comr Kennedy

#### NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

##### All-Party Meeting – R00-02-004

March 24, 2005  
1 pm - 5 pm

California Public Utilities Commission  
505 Van Ness Avenue, Auditorium  
San Francisco

All parties are invited to meet with Commissioner Grueneich on matters concerning the Telecommunications Consumer Bill of Rights. No individual meetings will be granted. Provide an R.S.V.P. with the name of the representative who will attend the meeting, phone number, fax number, and please be prepared to speak at the meeting. Contact Karen Miller at (415) 703-2444 or electronic mail at knr@cpuc.ca.gov. R.S.V.P. must be received no later than 3:00 p.m. on Monday, March 21, 2005.

#### NOTICE OF EX PARTE COMMUNICATIONS

*Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*

3/8/05	A02-03-047	Southern California Gas Company and San Diego Gas and Electric Company, for Authority to Continue Funding of LEV Programs.
	A02-03-048	Southern California Edison Company, to Extend the Operation of its Electric Vehicle Adjustment Clause Mechanism and Related Accounts until the date of the Commission's Final Decision in Edison's Test Year 2003 General Rate Case Proceeding.
	A02-03-049	Pacific Gas and Electric Company (U 39-E), for Review of and

Authorization for Recovery of Costs relating to its Low Emission Vehicle (LEV) Program for 2002 through 2005.

**Summary: LATE FILED.** On February 25, 2005, Marzia Zafar, CPUC Relations Manager for Southern California Gas Company and San Diego Gas & Electric Company, met with Brian Pruznek, advisor to Cmmr. Kennedy, Rami Kahlon, advisor to Pres. Peevey, and Larry Chaset, advisor to Cmmr. Grueneich, in three separate meetings in San Francisco. Zafar explained that the draft decision (DD) of ALJ Thomas is flawed and that an alternate or a modification to the DD is needed to ensure consistency with D03-10-86. Zafar stated that the DD backtracks from D03-10-86 by focusing only on Public Utilities Code Section 740.3 and Public Utilities Code Section 740.8, rather than Section 451, which was referred to in D03-10-86. Zafar also noted that the DD requires the utilities to file annually, though the utilities in their joint recommendations supported by the CEC and CARB recommended that these costs be rolled into the utility GRC.

**Filer: Southern California Gas Company, San Diego Gas & Electric Company**

**Contact: Renee Le Camus**

**Phone: (415) 202-9986**

**Email: rlecamus@semprautilities.com**

3/8/05                      A05-02-027                      SBC Communications Inc. and AT&T Corp., for authorization to transfer control of AT&T Communications of California (U 5002-C), TCG Los Angeles, Inc. (U 5462-C), TCG San Diego (U 5389-C), and TCG San Francisco (U 5454-C) to SBC, which will occur indirectly as a result of the merger of AT&T with a wholly-Owned Subsidiary of SBC, Tau Merger Sub Corporation.

**Summary:** On March 3, 2005, Cynthia Marshall, Senior Vice President of Regulatory and Constituency Relations, Pacific Bell Telephone Company dba SBC California (SBC CA), met with Cmmr. Grueneich in San Francisco. Also present were Karen Miller and Theresa Cho, advisors to Cmmr. Grueneich, James Young, General Attorney and Assistant General Counsel, and Rhonda Johnson, Executive Director, for SBC CA, and Rose Johnson, Regulatory Affairs Vice President for AT&T Communications of California, Inc. (AT&T). Written material (attached to the notice) was used. SBC CA's and AT&T's representatives discussed the proposed transaction, and why the indirect change of control of the AT&T entities is in the public interest.

**Filer: Pacific Bell Telephone Company dba SBC California**

**Contact: Thomas Selhorst**

**Phone: (415) 542-7715**

**Email: thomas.selhorst@sbc.com**

3/9/05                      A04-12-014                      Southern California Edison Company, for authority, among other things, to increase its authorized revenues for electric service in 2006 and to reflect that increase in rates.

**Summary:** On March 7, 2005, Russell Worden, GRC Project Manager of Southern California Edison Company (SCE), met with David Gamson, advisor to Cmmr. Brown, in San Francisco, and on March 8, 2005, provided follow-up responses to David Gamson via email (attached to the notice). At the meeting also present was John P. Hughes, Manager of Regulatory Operations for SCE. Written material (attached to the notice) was used. Worden stated that the main reason for increased depreciation rates is plant removal costs or negative salvage for the 2006 GRC. Worden and Hughes also addressed Transmission and Distribution related plant additions and operations and maintenance expenses and pointed out that SCE's infrastructure replacement program will continue through 2008 with almost \$10 billion of capital being added. Worden also pointed out that SCE is proposing a one-time PBOP refund of approximately \$140 million in 2006. Worden and Hughes also discussed the jointly managed SCE/ORCA total compensation study. Hughes stated that the study showed Edison to be 1.6 percent above market or well within the plus or minus 5 percent range that the Commission has found to be reasonable.

**Filer: Southern California Edison Company**

**Contact: Henry Romero**

**Phone: (626) 302-4124**

**Email: henry.romero@sce.com**

3/10/05                      A03-01-013                      Pasadena Avenue Monterey Road Committee, for variance of

General Order 143B and Authority to explore and enter into negotiations for consideration and implementation pursuant to Public Utilities Code Sections 1202 and 7604 as a Pilot Project as permitted by SB 1491.

A03-07-049 Pasadena Avenue Monterey Road Committee and City of South Pasadena, for variance of General Order 75-C.

A03-07-050 City of South Pasadena, for approval of Ordinance 2121 relating to limitations of train speeds pursuant to section 7658 of the California Public Utilities Code.

**Summary: THIS IS AN AUGMENTED NOTICE OF AN EX PARTE COMMUNICATION THAT WAS FILED ON FEBRUARY 24, 2005, AND APPEARED IN THE CALENDAR OF MARCH 2, 2005.** On February 10, 2005, Ronald F. Frank, Special Counsel for the City of South Pasadena (City), met with Ross LaJeunesse, advisor to Cmmr. Kennedy, in San Francisco; and on February 22, 2005, participated in an all-party telephonic conference with ALJ Simon. At the meeting of February 10, 2005, also present were Martin Mattes, counsel to the Metropolitan Construction Authority, and David Margrave, member of PAMRC. In the February 22, 2005, telephonic conference also participated Michael Montgomery for the City, David Margrave and Ernest Arnold for PAMRC, Joe Guzman for the Construction Authority, and Martin Mattes, Augustin Zuniga, and Vijay Khawani for the MTA. Frank discussed whether the reference in the proposed decision (PD) to AREMA standards should be modified to permit testing with the shrouds attached and whether both anechoic chamber and field testing should be done. Frank requested a conference call or permission to make a filing to explain the City's position regarding the perceived ambiguity in the revisions to the PD. During the February 22, 2005 telephonic conference, the City stated that the February 10, 2005 version of the PD needed clarification on the application of AREMA standards. The City also took the position that testing should include the noise shrouds. With respect to the motion to strike, the City's representatives stated that the two relevant letters do not comply with the Commission's ex parte rules. With respect to the possible application of federal noise standards, the City's representatives stated that the Commission's broad jurisdiction would permit the Commission to consider or apply the same noise level standards to Phase I of the Gold Line as are being applied to the Eastside Extension and Phase II of the Gold Line. The City also indicated that waiting for a final opinion until March 17, 2005, would be an undesirable delay.

**Filer: City of South Pasadena**

**Contact: Karen Heit**

**Phone: (310) 403-7214**

3/11/05      A04-03-014      Verizon California Inc. (U 1002-C), for Arbitration of an Amendment to Interconnection Agreements with Competitive Local Exchange Carriers and Commercial Mobile Radio Service Providers in California pursuant to Section 252 of the Telecommunications Act of 1934, as amended, and the Triennial Review Order.

**Summary:** On March 8, 2005, Michelle Robinson, Vice President of Regulatory Affairs for Verizon California Inc. (Verizon), spoke via telephone with Aram Shumavon, advisor to Cmmr. Brown, and Dr. Tim Sullivan, advisor to Cmmr. Kennedy, in two separate conversations. Robinson discussed the merits of the CLECs' and TURN's motion (Motion) requesting emergency relief from the Federal Communications Commission's (FCC) directive barring the addition of new UNE-P lines effective March 11, 2005. Robinson indicated that any Commission order granting the Motion in whole or in part is inappropriate and will not withstand judicial review. During her conversation with Aram Shumavon, Robinson also stated, referring to the transition period for existing and new UNE-P orders, that since the FCC established this very specific transition period, there is no need to look to interconnection agreements for guidance on this point. Additionally, Robinson shared that despite the existence of change of law provisions in many of Verizon's contracts, this language is rendered moot when the FCC determines that CLECs are not impaired without access to a network element.

**Filer: Verizon California Inc.**

**Contact: Sonja Killingsworth**

**Phone: (415) 474-4921**

**Email: Sonja.d.killingsworth@verizon.com**



**Summary:** On March 10, 2005, Tim McCallion, President-Pacific Region, Verizon California Inc. (Verizon), spoke via telephone with Dr. Tim Sullivan, advisor to Cmmr. Kennedy. McCallion informed the Commission that Verizon and MCI, Inc. have reached an interim UNE replacement services agreement.

**Filer:** Verizon California Inc.

**Contact:** Sonja Killingsworth

**Phone:** (415) 474-4921

**Email:** Sonja.d.killingsworth@verizon.com

3/11/05	R95-04-043	Rulemaking on the Commission's own motion into competition for local exchange service and
	I95-04-044	Investigation on the Commission's own motion into competition for local exchange service.

**Summary: LATE FILED.** On March 3, 2005, William C. Harrelson, Senior Counsel for MCI, Inc. (MCI), met with Karen Miller, advisor to Cmmr. Grueneich, in San Francisco. Also present was Richard Severy, Director for MCI. Written materials (attached to the notice) were used. Harrelson and Severy discussed MCI's position on the proposed decision (PD) issued by ALJ Pulsifer regarding batch hot cuts (BHC). Harrelson stated his understanding that the PD had been 'withdrawn', but expressed his hope that it would be reissued either alone or with an alternate soon. Harrelson and Severy urged the Commission to move ahead with the workshops now based on the PD or at least bring the BHC issues to a vote soon. Harrelson and Severy stressed that time is of the essence given the final order in the FCC's Remand NPRM.

**Filer:** MCI, Inc.

**Contact:** Trine Izing

**Phone:** (415) 228-1245

**Summary:** On March 10, 2005, Tim McCallion, President-Pacific Region, Verizon California Inc. (Verizon), spoke via telephone with Dr. Tim Sullivan, advisor to Cmmr. Kennedy. McCallion informed the Commission that Verizon and MCI, Inc. have reached an interim UNE replacement services agreement.

**Filer:** Verizon California Inc.

**Contact:** Sonja Killingsworth

**Phone:** (415) 474-4921

**Email:** Sonja.d.killingsworth@verizon.com

**Summary:** On March 8, 2005, Michelle Robinson, Vice President- Regulatory, Verizon California Inc. (Verizon), spoke via telephone with Dr. Tim Sullivan, advisor to Cmmr. Kennedy, and Aram Shumavon, advisor to Cmmr. Brown, in two separate telephone conversations. Robinson discussed the merits of the CLECs' and TURN's motion (Motion) requesting emergency relief from the Federal Communications Commission's (FCC) directive barring the addition of new UNE-P lines effective March 11, 2005. Robinson indicated that any Commission order granting the Motion in whole or in part is inappropriate and will not withstand judicial review. During her conversation with Aram Shumavon, Robinson also stated, referring to the transition period for existing and new UNE-P orders, that since the FCC established that very specific transition period, there is no need to look to interconnection agreements for guidance on this point. Additionally, Robinson shared that despite the existence of change of law provisions in many of Verizon's contracts, this language is rendered moot when the FCC determines that CLECs are not impaired without access to a network element.

**Filer:** Verizon California Inc.

**Contact:** Sonja Killingsworth

**Phone:** (415) 474-4921

**Email:** Sonja.d.killingsworth@verizon.com

**Summary:** On March 9, 2005, Glenn Stover, counsel for Anew Telecommunications Corp. dba Call America; DMR Communications; Navigator Telecommunications, LLC; TCAST Communications, Inc.; and CF Communications, LLC. dba Telekenex, met with Aram Shumavon, advisor to Cmmr. Brown, Tim Sullivan, advisor to Cmmr. Kennedy, and Karen Miller, advisor to Cmmr. Grueneich, in three separate meetings in San Francisco. Also present were John Clark, counsel for Blue Casa Communications, Wholesale Air-Time, Inc., and nii Communications (nii), and Richard Burk, Chief Executive Officer, and Ken Melley, an executive, for nii. At the meeting with Karen Miller also present was Bill Harrelson, Senior Counsel for MCI, Inc. Stover urged the Commission to grant CLECs' emergency motion to prevent

SBC California from refusing to accept UNE-P orders.

**Filer: Anew Telecommunications Corp. dba Call America; DMR Communications; Navigator Telecommunications, LLC; TCAST Communications, Inc.; CF Communications, LLC. dba Telekenex**

**Contact: Glenn Stover**

**Phone: (415) 495-7000**

**Email: [glenn@stoverlaw.net](mailto:glenn@stoverlaw.net)**

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